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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

**STEPHEN C. JACOBSON et al.**

U.S. Application No. 10/668,930

Filing Date: September 23, 2003

For: METHODS FOR FORMING  
SMALL-VOLUME ELECTRICAL  
CONTACTS AND MATERIAL  
MANIPULATIONS WITH FLUIDIC  
MICROCHANNELS

: Docket No. 1875-0326.2

: Technology Center 1700

: Attention: R. Holland

: Confirmation No. 3387

January 14, 2005

Date of Certificate

*Frances L. McMenamin*

Frances L. McMenamin

### COMMUNICATION

This communication is being submitted in reply to the Notice of Non-Compliant Amendment mailed on January 10, 2005.

In the Notice the LIE Examiner indicated that the claims section and the remarks section should begin on separate sheets of the Preliminary Amendment submitted on September 23, 2003. Enclosed please find a revised version of the Preliminary Amendment. It is believed that the form of the Preliminary Amendment is now in compliance with the requirements of 37 CFR 1.121. It is noted that the caption and the first page have been revised and that the amendment to the Specification now contains the patent number of the parent application. If those modifications are deemed improper as a response to the Notice, then it is respectfully requested that the Preliminary Amendment submitted on September 23, 2003 not be entered and that the enclosed Preliminary Amendment be entered instead, prior to examination of this

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application on the merits.

In the Notice, the LIE Examiner also indicated that the amendment to the drawings submitted on February 2, 2004 must be properly labeled. This requirement appears to be improper because no amendment of the drawings was submitted in the response filed on February 2, 2004, or at any other time since the filing date of this application. The drawing sheet submitted with the response of February 2, 2004 was included in support of the explanation to the OIPE Examiner that Figures 5A and 5B as originally filed were in compliance with the requirements of 37 CFR 1.84(u). Because the Applicants' did not amend either Figure 5A or Figure 5B in the paper filed on February 2, 2004, there is no need to label the copy of those drawing figures as new or as a replacement sheet. Accordingly, the requirement for such labeling should be withdrawn.

Should the LIE Examiner have a question about the remarks presented above, the Applicants' undersigned attorney may be contacted by phone or e-mail.

Respectfully submitted,

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January 14, 2005

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